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8 Attorneys for Plaintiff

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION
12

13 UNITED STATES OF AMERICA,)	No. CR 05-00731 WHA
)	
14 Plaintiff,)	PROPOSED ORDER AND
)	STIPULATION EXCLUDING TIME
15 v.)	FROM THE SPEEDY TRIAL ACT
)	CALCULATION
16 ANDRE GLASER,)	(18 U.S.C. § 3161 (h)(8)(A))
)	
17 Defendant.)	
)	
18)	

19 The parties stipulate and agree, and the Court finds and holds, as follows:
20

21 1. The parties initially appeared on the instant matter October 3, 2005 for defendant's
22 initial appearance on the complaint, and thereafter appeared on November 22, 2005 for
23 defendant's arraignment on the indictment.

24 2. On November 22, 2005, the matter was continued until December 6, 2005 for initial
25 appearance before the Honorable William H. Alsup.

26 3. On November 22, 2005, Assistant Public Defender Ronald Tyler, who represents the
27 defendant, requested an exclusion of time from November 22, 2005 to December 6, 2005, based
28 on effective preparation of counsel. The parties moved that this same time period be excluded

1 from the calculation of time under the Speedy Trial Act.

2 4. In light of the foregoing facts, the failure to grant the requested exclusion would
3 unreasonably deny defendant continuity of counsel and would deny counsel for the defense the
4 reasonable time necessary for effective preparation, taking into account the exercise of due
5 diligence. See 18 U.S.C. § 3161(h)(8)(A), (B)(iv). The ends of justice would be served by the
6 Court excluding the proposed time period. These ends outweigh the best interest of the public
7 and the defendant in a speedy trial. See id. § 3161(h)(8)(A).

8 2. For the reasons stated, the time period from November 22, 2005 through December 6,
9 2005 shall be excluded from the calculation of time under the Speedy Trial Act.

10 IT IS SO STIPULATED.

11
12
13 DATED: January 12, 2006

Respectfully Submitted,

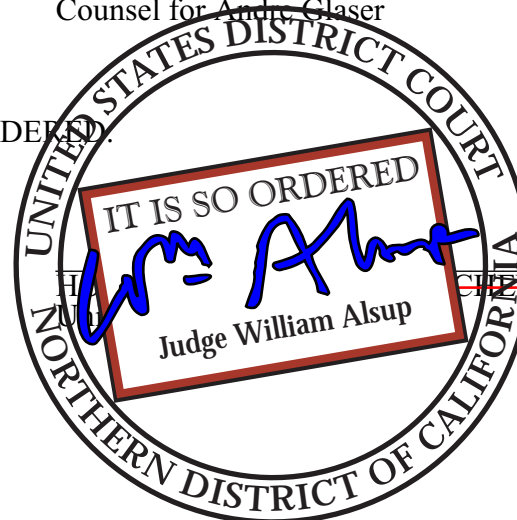
14
15 _____/S/
16 NAHLA RAJAN
17 Special Assistant United States Attorney

18
19 DATED: January 12, 2006

_____/S/
20 RONALD TYLER
21 Counsel for Andre Glaser

22 PURSUANT TO STIPULATION, IT IS SO ORDERED.

23 DATED: January 16, 2006 _____



24
25
26
27
28 William Alsup